

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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KATRINA JONES,

Plaintiff,

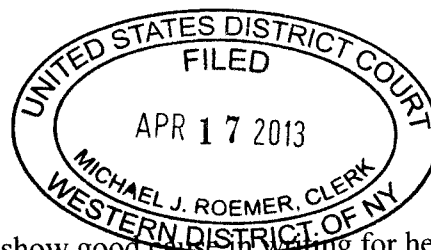
-v-

DANIEL HIGGINS, et al.,

Defendants.

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DECISION AND ORDER  
10-CV-0637S(F)



By Order filed March 1, 2013, plaintiff was directed to show good cause in writing for her failure to serve the complaint in this action pursuant to Fed.R.Civ.P. 4(m). (Docket No. 13.) Plaintiff has failed to respond to this order. Accordingly, because plaintiff has demonstrated no good cause for her failure to effect service, this action is hereby dismissed without prejudice.

I hereby certify that any appeal from this judgment would not be taken in good faith, and deny leave to appeal as a poor person pursuant to 28 U.S.C. § 1915(a). Plaintiff must file any notice of appeal with the Clerk's Office, United States District Court, Western District of New York within 30 days of the date of judgment in this action. Requests to proceed on appeal as a poor person must be filed with the United States Court of Appeals for the Second Circuit in accordance with the requirements of Rule 24 of the Federal Rules of Appellate Procedure.

IT IS SO ORDERED.

A handwritten signature in cursive script, reading "David G. Larimer".

DAVID G. LARIMER  
United States District Judge

DATED:

April 15, 2013  
Rochester, New York